IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI WESTERN DIVISION

VICTORIA TURMAN AND TOMMY TURMAN

PLAINTIFFS

V.

CIVIL ACTION NO. 3:06CV125-B-A

COLONIAL LIFE & ACCIDENT INSURANCE COMPANY

DEFENDANT

ORDER

In accordance with the memorandum opinion issued this day, it is **ORDERED AND**

ADJUDGED

that the plaintiffs' motion for summary judgment is **DENIED**;

that the defendant's motion for summary judgment is GRANTED; and

that this case is **DISMISSED** with prejudice.

This, the 7th day of February, 2008.

/s/ Neal Biggers

NEAL B. BIGGERS, JR. SENIOR U.S. DISTRICT JUDGE